1 2	Mark Potter, Esq., Cal. Bar. No. 166317 Sarah Anastasi, Esq., Cal. Bar. No. 322091 Potter Handy, LLP					
3	100 Pine St., Ste 1250 San Francisco, CA 94111 (858) 375-7385; (888) 422-5191 fax					
4	Email: rsa@potterhandy.com					
5	Counsel for Plaintiff					
6						
7	UNITED STATES DISTRICT COURT					
8	NORTHERN DISTRICT OF CALIFORNIA					
9	SAN FRANCISO	CO DIVISION				
10	IN RE: UBER TECHNOLOGIES, INC., PASSENGER SEXUAL ASSAULT	MDL No. 3084 CRB				
11	LITIGATION	WIDL NO. 3004 CRD				
12	This Document Relates to:	Honorable Charles R. Breyer				
13	A.L. v. Uber Technologies Inc., et. al	JURY TRIAL DEMANDED				
14	CASE NO. 3:24-cv-02846-CRB					
15		l				
16	FIRST AMENDED SHORT-	FORM COMPLAINT				
17	AND DEMAND FOR JURY TRIAL					
18	The Plaintiff named below files this First Amended Short-Form Complaint and					
19	Demand for Jury Trial against Defendants named below by and through the undersigned					
20	counsel. Plaintiff incorporates by reference the allegations contained in <i>Plaintiffs' Master</i>					
21	Long-Form Complaint in In Re: Uber Technologies, Inc., Passenger Sexual Assault					
22	Litigation, MDL No. 3084 in the United States District Court for the Northern District of					
23	California. Plaintiff files this <i>First Amended Short-Form Complaint</i> as permitted by Case					
24	Management Order No. 6 of this Court.					
25	Plaintiff selects and indicates by checking-off where requested, the Parties and					
26 2 -	Causes of Actions specific to this case.					
27	±					

Plaintiff, by and through their undersigned counsel, allege as follows:

1	I.	DESI	IGNATED FORUM ¹				
2		1.	Identify the Federal District Court in which the Plaintiff would have filed				
3			in the absence of direct filing:				
4	North	Northern District of California					
5	("Tra	("Transferee District Court")					
6	II.	IDENTIFICATION OF PARTIES					
7		A.	<u>PLAINTIFF</u>				
8		1.	Injured Plaintiff: Name of the individual who alleges they were sexually				
9			assaulted, battered, harassed, or otherwise attacked by an Uber driver with				
10			whom they were paired while using the Uber platform:				
11	A.L., an individual						
12	("Plaintiff")						
13		2.	At the time of the filing of this <i>Short-Form Complaint</i> , Plaintiff resides at:				
14	Denton, Denton County, Texas						
15		_					
		3.	(If applicable) [INSERT NAME OF				
16			(If applicable) [INSERT NAME OF RESENTAIVE] is filing this case in a representative capacity as the [INSERT]				
16 17		REPF					
16 17 18		REPR DESC	RESENTAIVE] is filing this case in a representative capacity as the [INSERT				
16 17 18 19		REPR DESC ESTA	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE				
16 17 18 19 20		REPR DESC ESTA	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity				
16 17 18 19 20 21		REPR DESC ESTA becau	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity as [INSERT BASIS FOR AUTHORITY].				
16 17 18 19 20 21 22		REPRODESCO ESTA because.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S)				
16 17 18 19 20 21 22 23		REPRODESCO ESTA because.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S) Plaintiff names the following Defendants in this action.				
16 17 18 19 20 21 22 23 24		REPRODESCO ESTA because.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S) Plaintiff names the following Defendants in this action. I UBER TECHNOLOGIES, INC.,2				
16 17 18 19 20 21 22 23 24 25	1.5	REPF DESC ESTA becau B. 1.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S) Plaintiff names the following Defendants in this action. I UBER TECHNOLOGIES, INC.,2 RASIER, LLC,3 RASIER-CA, LLC.4				
16 17 18 19 20 21 22 23 24 25 26	² Delay	REPF DESC ESTA becau B. 1.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S) Plaintiff names the following Defendants in this action. Image: UBER TECHNOLOGIES, INC., 2 Image: RASIER, LLC, 3 Image: RASIER-CA, LLC. 4 Index No. 6, at II(C) (ECF No. 177). Proportion with a principal place of business in California.				
16 17 18 19 20 21 22 23 24 25	 Delay A lin Califor 	REPRODESC ESTA because B. 1. Pretrial Orware corporated liabraia.	RESENTAIVE] is filing this case in a representative capacity as the [INSERT CRIPTOR IE ADMINISTRATOR] of the [INSERT DESCRIPTOR IE ATE NAME, ETC], and has authority to act in this representative capacity ase [INSERT BASIS FOR AUTHORITY]. DEFENDANT(S) Plaintiff names the following Defendants in this action. I UBER TECHNOLOGIES, INC., 2 RASIER, LLC, 3 RASIER-CA, LLC. 4 Tright for No. 6, at II(C) (ECF No. 177).				

1	☐ OTHER (specify): This defendant						
2	residence is in (specify state):						
3	C. <u>RIDE INFORMATION</u>						
4		1. The Plaintiff was sexually assaulted, harassed, battered, or otherwise					
5			attacked by an Uber driver in connection with a ride facilitated on the Uber				
6		platform in Denton County, Texas on 5/5/2023.					
7	2. The Plaintiff was the account holder of the Uber account used to request the						
8			relevant ride.				
9		3.	The Plaintiff provides the following additional information about the ride:				
10			[PLEASE SELECT/COMPLETE ONE]				
11			☑ The Plaintiff hereby incorporates Plaintiff's disclosure of ride				
12			information produced pursuant to Pretrial Order No. 5 ¶ 4 to be produced in				
13			compliance with deadlines set forth in Pretrial Order No. 5 \P 4, and any				
14			amendments or supplements thereto.				
15	☐ The origin of the relevant ride was [STREET ADDRESS, CITY,						
16	COUNTY, STATE]. The requested destination of the relevant ride was						
17	[STREET ADDRESS, CITY, COUNTY, STATE]. The driver was						
18			named [DRIVER NAME].				
19							
20	III.	CAU	SES OF ACTION ASSERTED				
21		1.	The Causes of Action asserted in the Plaintiffs' Master Long-Form				
22			Complaint, and the allegations with regard thereto in the Plaintiffs' Master				
23			Long-Form Complaint, are adopted in this Short-Form Complaint by				
24			reference, except that Plaintiff opts out of and excludes the causes of action				
25			specified below:				
26		///					
27							
28							

1	Check any EXCLUDED	Cause of Action	Cause of Action	
2	causes of	Number		
3	action			
4		I	NEGLIGENCE (including Negligent Hiring, Retention, Supervision, and Entrustment)	
5		II	FRAUD AND MISREPRESENTATION	
6		III	NEGLIGENT INFLICTION OF EMOTIONAL DISTRESS	
7		IV	COMMON CARRIER'S NON-DELEGABLE DUTY TO PROVIDE SAFE TRANSPORTATION ⁵	
8		V	OTHER NON-DELEGABLE DUTIES TO PROVIDE SAFE TRANSPORTATION ⁶	
9	9 VI VICARIOUS	VICARIOUS LIABILITY FOR DRIVERS' TORTS - EMPLOYEE		
11		VII	VICARIOUS LIABILITY FOR DRIVERS' TORTS - APPARENT AGENCY	
12		VIII	VICARIOUS LIABILITY FOR DRIVERS' TORTS - RAIFICATION	
13	3 VICARIOUS LIABILITY FOR DRIVERS' TORTS -	VICARIOUS LIABILITY FOR DRIVERS' TORTS - Cal. Public Utilities Code S 535		
14		X	STRICT PRODUCTS LIABILITY - DESIGN DEFECT	
16		XI	STRICT PRODUCTS LIABILITY - FAILURE TO WARN	
17 XII STRICT PRODUCTS LIABILITY - PRODUCTS ACTS		STRICT PRODUCTS LIABILITY - PRODUCT LIABILTY ACTS		
18		XIII	UNFAIR COMPETITION LAW - Cal. Bus. & Prof. Code S 17200 et seq.	
19				

VI. **ADDITIONAL CAUSES OF ACTION AND/OR ALLEGATIONS**

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1. Plaintiff asserts the following additional theories against the Defendants designated in paragraph __ above: N/A

2. If Plaintiff has additional factual allegations not set forth in Plaintiffs'

⁵ This claim is pleaded in the *Plaintiffs' Master Long-Form Complaint* under the laws of evely state except: Arizona, Colorado, District of Columbia, Illinois (for incidents prior to August 11, 2023), Michigan, Montana (for incidents prior to April 23, 2023), New York, Pennsylvania, Wisconsin, and Wyoming.

⁶ This claim is pleaded in *Plaintiffs' Master Long-Form Complaint* under the laws of evely state except: District of Columbia, Michigan, New York, Pennsylvania.

Master Long-Form Complaint, they may be set forth below or in additional pages: Additional facts will be set forth in Plaintiff Fact Sheet to be submitted to court at a separate date. WHEREFORE, Plaintiff prays for relief and judgment against Defendants for economic and non-economic compensatory and punitive and exemplary damages, together with interest, costs of suit, attorneys' fees, and all such other relief as the Court deems proper, and such further relief as the Court deems equitable and just, and as set forth in Plaintiffs' Master Long-Form Complaint. **JURY DEMAND** Plaintiff hereby demands a trial by jury as to all claims in this action. Dated: January 3, 2025 By: /s/Sarah Anastasi Sarah Anastasi, Esq. Attorney for Plaintiff